

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

**MICHAEL PERRY SMITH, BETTY
A. SMITH, individually and as next
friend of LILLIAN A. SMITH, a
minor,**

Plaintiffs,

v.

**MELANIE AMANDA HINSON AND
LIBERTY MUTUAL FIRE
INSURANCE COMPANY,**

Defendants.

CASE NO: 3:05cv678-F

NOTICE OF DISMISSAL

COME NOW the plaintiffs, Michael Perry Smith, Betty A. Smith, individually and as next friend of Lillian A. Smith, a minor and, pursuant to Fed.R.Civ.P. 41(a), notices the dismissal of this action with prejudice, costs taxed as paid.

Respectfully submitted,



Harlan F. Winn, III (WIN023)

Michael J. Clemmer (CLE-029)

Attorneys for Plaintiffs

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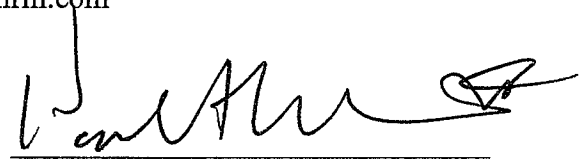
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served on the following counsel of record by electronically filing with the Clerk of the Court using the CM/ECF system placing and/or placing same in the United States mail, postage prepaid, addressed as follows:

Joseph T. Carpenter
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this 27th day of July, 2005.



OF COUNSEL